

COMBINED DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled PEER NETWORKING HOST FRAMEWORK AND HOSTING API, the specification of which

- ☒ is attached hereto.
- ☐ was filed on _____ as Application No. _____
- ☐ was described and claimed in PCT International Application No. _____, filed on _____, and as amended under PCT Article 19 on _____ (if applicable).
- ☐ and was amended on _____ (if applicable).
- ☐ with amendments through _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56. If this is a continuation-in-part application filed under the conditions specified in 35 U.S.C. § 120 which discloses and claims subject matter in addition to that disclosed in the prior copending application, I further acknowledge the duty to disclose material information as defined in 37 C.F.R. § 1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under Title 35, United States Code, § 119(a)-(d) of any foreign application(s) for patent or inventor's certificate or of any PCT International application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT International application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) on which priority is claimed:

Prior Foreign Application(s)

Priority
Claimed

(Number)

(Country)

(Day/Month/Year Filed)

☐
Yes

☐
No

00872614-050101

I hereby claim the benefit under Title 35, United States Code, § 119(e) of any United States provisional application(s) listed below:

60/250,863

12/01/2000

Application Number

Filing Date

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) or § 365(c) of any PCT International application(s) designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application and the national or PCT International filing date of this application:

(Application No.)

(Filing Date)

(Status: patented,
Pending, abandoned)

The undersigned hereby authorizes the U.S. attorney or agent named herein to accept and follow instructions from _____ as to any action to be taken in the Patent and Trademark Office regarding this application without direct communication between the U.S. attorney or agent and the undersigned. In the event of a change in the persons from whom instructions may be taken, the U.S. attorney or agent named herein will be so notified by the undersigned.

I hereby appoint the practitioners associated with the customer number provided below to prosecute this application, to file a corresponding international application, and to transact all business in the Patent and Trademark Office connected therewith:

Customer Number


26119
KSCLW/MS

Name	Reg. No.	Name	Reg. No.
BLYVEIS, Deborah B.	47,337	PETERSEN, David P.	28,106
CALDWELL, Lisa M.	41,653	POLLEY, Richard J.	28,107
GIRARD, Michael P.	38,467	RINEHART, Kyle B.	47,027
HAENDLER, Jeffrey B.	43,652	RUPERT, Wayne W.	34,420
HARDING, Tanya M.	42,630	RYBAK, Sheree L.	47,913
JAKUBEK, Joseph T.	34,190	SCOTTI, Robert F.	39,830
JONCUS, Stephen J.	44,809	SIEGEL, Susan Alpert	43,121
JONES, Michael D.	41,879	SLATER, Stacey C.	36,011
KLARQUIST, Kenneth S.	16,445	STEPHENS Jr., Donald L.	34,022
KLITZKE II, Ramon A.	30,188	STUART, John W.	24,540
LEIGH, James S.	20,434	VANDENBERG, John D.	31,312
MAURER, Gregory L.	43,781	WHINSTON, Arthur L.	19,155
NOONAN, William D.	30,878	WIGHT, Stephen A.	37,759
ORR, David E.	44,988	WINN, Garth A.	33,220
SAKO, Katie E.	32,628	CROUSE, Daniel D.	32,022

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Address all telephone calls to Stephen A. Wight at telephone number (503) 226-7391.

Address all correspondence to:

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26119
KSCLW/MS

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full Name of Sole or First Inventor: Daniel R. Weisman

Inventor's Signature

Inventor: Daniel R. Weisman

4/24/2001
Date

Date _____

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Full Name of Second Inventor: Shyamalan Pather

Inventor's Signature

[Signature]

5/1/01

Date _____

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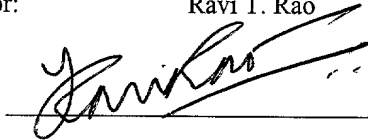
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Full Name of Third Inventor:

Ravi T. Rao

Inventor's Signature



4/24/20 01

Date

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Citizenship:

Canada

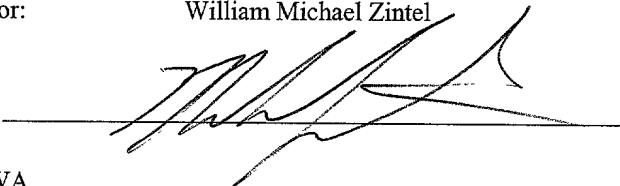
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Inventor's Signature



05/03/01

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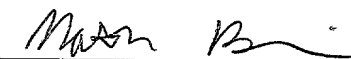
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09073514-060101
T010904T92Z860

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092314-05010
T07090-4T322850

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Weisman et al.

Art Unit: --

Application No. Not yet assigned

Filed: Concurrently herewith

For: PEER NETWORKING HOST FRAMEWORK
AND HOSTING API

Examiner: --

COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

**DECLARATION OF FACTS
IN SUPPORT OF FILING ON BEHALF OF
OMITTED INVENTION (37 CFR 1.47)**

Stephen A. Wight, having personal knowledge of the facts set forth below, declares as follows:

1. I am patent counsel for the assignee Microsoft Corporation of the above-identified patent application, who engaged my services to draft the application.
2. I was informed by Microsoft Corporation on February 28, 2001 that one of the joint inventors, Mr. Christopher Rude, was no longer employed at Microsoft Corporation.
3. After finalizing a draft of the application with the remaining inventors, I sent a copy of the patent application to Mr. Rude at his last known address on April 10, 2001, requesting that Mr. Rude approve and execute the application. A copy of the cover letter is attached as Exhibit A hereto.
4. On May 10, 2001, I sent a second copy of the patent application to Mr. Rude's last known address via certified mail, again requesting that Mr. Rude approve and execute the application. A copy of the cover letter and certified mail receipt are attached as Exhibits B and C, respectively, hereto.
5. No response to either letter has been received from Mr. Rude. Mr. Rude has not provided to me any reason for refusing to review and sign the application papers.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Signature:

Stephen A. Wozniak

Date:

6-1-2001

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